

#32  
8C

10/15/03

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/049,161 Confirmation No. 8663  
Applicant : Gary S. Chisholm et al.  
Filed : March 26, 1998  
TC/A.U. : 3661  
Examiner : Hernandez, Olga

Docket No. : 2240P015D  
Customer No. : 5182

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

OCT 14 2003

BOARD OF PATENT  
APPEALS &  
INTERFERENCESRESPONSE TO NOTICE OF HEARING

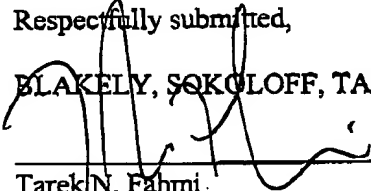
Sir:

In response to the Notice of Hearing mailed September 9, 2003, the undersigned attorney of record requests that he be allowed to appear on behalf of the applicant via teleconference.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR &amp; ZAFMAN LLP

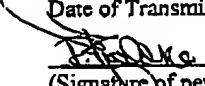
Date: 10/14, 2003

  
Tarek N. Fahmi  
Reg. No. 41,402

12400 Wilshire Boulevard  
Seventh Floor  
Los Angeles, California 90025  
(408) 947-8200

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office on:

Date of Transmission: October 14, 2003

  
(Signature of person transmitting paper)

Patricia A. Balcro

(Typed or printed name of person transmitting paper)

# BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

A LIMITED LIABILITY PARTNERSHIP  
INCLUDING LAW CORPORATIONS

TELEPHONE (408) 720-8300

FACSIMILE (408) 720-8387

BSTZ MAIL@BSTZ.COM  
WWW.BSTZ.COM

INTELLECTUAL PROPERTY LAW

60 SOUTH MARKET STREET, SUITE 510  
SAN JOSE, CALIFORNIA 95113

OTHER OFFICES

AUSTIN, TX  
LOS ANGELES, CA  
ORANGE COUNTY / COSTA MESA, CA  
SAN DIEGO / LA JOLLA, CA  
PORTLAND / LAKE OSWEGO, OR  
SEATTLE / KIRKLAND, WA  
DENVER / ENGLEWOOD, CO

## FACSIMILE TRANSMISSION COVER SHEET

Deliver to: **BPAI HEARINGS**

Firm Name: **U.S. Patent And Trademark Office**

Art Unit:

Fax Number: **703-308.6199**

Telephone No.: **703-308-0000**

From: **Tarek N. Fahmi**

Reg. No.: **41,402**

Date: **October 14, 2003**

Time:

BSTZ Matter: **2240P015D**

Number of pages including cover sheet: **11**

In Re Patent Application of: **Trimble Navigation, Ltd.**

Application No.: **09/049,161**

Filed: **March 26, 1998**

Title: **Method and Apparatus For Precise Positioning of Large Structure**

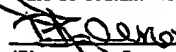
Enclosed are the following documents:

<input type="checkbox"/> Amendment/Response ( pgs)	<input type="checkbox"/> Declaration & PoFA ( pgs)	<input type="checkbox"/> Reply Brief ( pgs)
<input type="checkbox"/> Appeal Brief ( pgs) (in triplicate)	<input type="checkbox"/> Drawings: # of sheets w/ figs.	<input type="checkbox"/> Small Entity Statement
<input type="checkbox"/> Utility Application ( pgs)	<input type="checkbox"/> Month Petition re Ext. of Time	<input type="checkbox"/> Resp. to Notice of Missing Parts ( pgs)
<input type="checkbox"/> 1.53(b) Cont. Application ( pgs)	<input type="checkbox"/> IDS & PTO 1449 ( pgs)	<input type="checkbox"/> Transmittal Letter ( pgs) (in duplicate)
<input type="checkbox"/> 1.53(b) Divisional Application ( pgs)	<input type="checkbox"/> Issue Fee Transmittal ( pgs)	<input type="checkbox"/> Fee Transmittal ( pgs) (in duplicate)
<input type="checkbox"/> 1.53(b) CIP Application ( pgs)	<input type="checkbox"/> Notice of Appeal ( pgs)	<input type="checkbox"/> Deposit Account Authorization
<input type="checkbox"/> 1.53(d) CPA Transmittal ( pgs)	<input type="checkbox"/> Petition re ( pgs)	<input checked="" type="checkbox"/> Other: Notice of Hearing (1 pg.)
<input type="checkbox"/> PCT Application ( pgs)	<input type="checkbox"/> Power of Attorney ( pgs)	<input type="checkbox"/> Other:
<input type="checkbox"/> Provisional Application ( pgs)	<input type="checkbox"/> Declaration by Inventor(s) ( pgs)	<input type="checkbox"/> Other:
<input type="checkbox"/> Assignment & Cover Sheet ( pgs)	<input type="checkbox"/> Supplemental Declaration ( pgs)	<input type="checkbox"/> Other:
<input checked="" type="checkbox"/> Certificate of Transmission by Fax	<input type="checkbox"/> Preliminary Amendment ( pgs)	<input type="checkbox"/> Other:

### CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office on:

Date of Transmission: **October 14, 2003**

  
(Signature of person transmitting paper)

Patricia A. Balcro

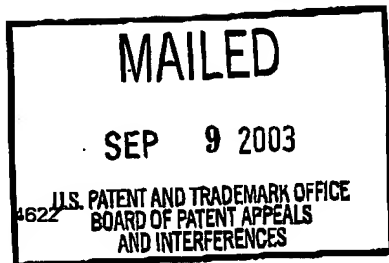
(Typed or printed name of person transmitting paper)

### CONFIDENTIALITY NOTE

The documents accompanying this facsimile transmission contain information from the law firm of Blakely Sokoloff Taylor & Zafman LLP that is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution, or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

IF YOU EXPERIENCE ANY DIFFICULTY IN RECEIVING THE ABOVE PAGES, PLEASE CALL (408) 720-8598 AND ASK FOR THE OPERATOR NAMED ABOVE.

BOARD OF PATENT  
APPEALS &  
INTERFERENCES  
OCT 14 2003



Patent and Trademark Office

 ASSISTANT SECRETARY AND COMMISSIONER OF  
 PATENTS AND TRADEMARKS  
 Washington, D.C. 20231

 RECEIVED  
 SEP 11 2003

 BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP  
 Paper LOS ANGELES

 Maria McCormak Sorbino  
 Blakely, Sokoloff, Taylor &  
 Zafman  
 12400 Wilshire Boulevard  
 7th Floor  
 Los Angeles, CA 90025

 Appeal No:  
 Appellant:  
 Application No:  
 Hearing Room:  
 Hearing Docket:  
 Hearing Date:  
 Hearing Time:  
 Location:

 2003-1227  
 Chisholm, Gary Sedman, et.al  
 09/049,161  
 A  
 B  
 Thursday, November 06, 2003  
 1:00 PM  
 Room 12C07  
 CRYSTAL GATEWAY 2  
 1225 Jefferson Davis Highway  
 Arlington, VA 22202

 62240.  
 76150  
 Kimble  
 Navigation  
 TNF

## NOTICE OF HEARING

## CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 1.194(a).

The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up.

The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced.

## CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED.

This form must be completed below and filed with the Board of Patent Appeals and Interferences preferably by facsimile within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this form may alternatively be filed by mail if facsimile is not available.

Failure to file this form within this time period will be construed as a waiver of the request for oral hearing.

37 CFR § 1.136(a) does not apply.

By order of the Board of Patent Appeals and Interferences

BPAI HEARINGS FAX No:

 (703) 308-6199 See  
 1108 Off. Gaz. Pat. Trademark Office  
 15 (Nov. 14, 1989)

BPAI Mailing Address:

 BOARD OF PATENT APPEALS AND INTERFERENCES  
 UNITED PATENT AND TRADEMARK OFFICE  
 P.O. BOX 1450  
 ALEXANDRIA, VIRGINIA 22313-11450

Clerk of the Board (703)-308-9797

OCT 14 2003

 BOARD OF PATENT  
 APPEALS &  
 INTERFERENCES

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE:

- ☒
- HEARING ATTENDANCE CONFIRMED
- 
- ☐
- HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

Date

10/14/03

Registration No.

41,402